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I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington D.C. 20231.

Carolanne M. King

Carolanne M. King



PATENT

5/a
M.G.J.
10/16/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Dkt. No.: 4100.000582

**Prior Application Serial No.:
08/479,722**

**Prior Application Examiner:
David L. Fitzgerald**

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Prior Group Art Unit: 1646

**REQUEST FOR FILING CONTINUATION
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

This is a request for filing a continuation application under Rule 53(b) (37 C.F.R. § 1.53(b)) of co-pending prior application Serial No. 08/479,722 filed June 7, 1995, entitled "Latent TGFβ Binding Protein (LTBP) Genes, Compositions and Methods", now amended to read "Recombinant Production of Latent TGFβ Binding Protein-3 (LTBP-3)", now entitled "Methods of Using Latent TGFβ Binding Proteins".

- ☒ 1. Enclosed is a copy of the prior application Serial No. 08/479,722 as originally filed, including specification, claims, drawings, and declarations (properly submitted after the filing date). The undersigned hereby verifies that the attached

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papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

(a) ☒ The inventorship is the same as prior Application Serial No. 08/479,722.

(b) ☐ Deletion of inventor(s). Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. § 1.63(d)(2) and 1.33(b).

☒ 2. Enclosed is a check in the amount of \$654.00 to cover the filing fee as calculated below and the fee for any new claims added in the Preliminary Amendment referred to in Clause No. 7 below.

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS CLAIMS CANCELED BELOW

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$345.00
Total Claims	37 - 20 =	17 X	\$ 9.00 =	\$153.00
Independent Claims	7 - 3 =	4 X	\$39.00 =	\$156.00
Multiple Dependent Claim(s) -----				\$0.00
TOTAL FILING FEES:				\$654.00

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- ☒ 3. Applicant is entitled to Small Entity Status for this application.
- ☐ (a) A small entity statement is enclosed.
- ☒ (b) A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired (copy attached).
- ☐ (c) Small entity status is no longer claimed.
- ☒ 4. If the check is missing or insufficient, the Assistant Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 to 1.21 which may be required for any reason relating to this document, or credit any overpayment to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4100.000582.
- ☒ 5. Enclosed is a copy of the former and current Power of Attorney in the prior application.
- ☒ 6. Address all future communications to:
- Shelley P.M. Fussey
WILLIAMS, MORGAN & AMERSON, P.C.
7676 Hillmont, Suite 250
Houston, Texas 77040
(713) 934-7000
- ☒ 7. The prior application is presently assigned to The Regents of The University of Michigan (copy of Assignment attached).
- ☒ 8. Enclosed is a preliminary amendment (including Exhibits A through F). Any additional fees incurred by this amendment are included in the check at No. 2 above and said fee has been calculated after calculation of claims and after amendment of claims by the preliminary amendment.

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- ☒ 9. ✓ Cancel in this application claims 1-39, 41 and 42 (*i.e.*, all claims except claim 40) of the prior application before calculating the filing fee. (At least one original independent claim must be retained).
- ☐ 10. Amend the specification by inserting before the first line the sentence: --This is a continuation of co-pending application Serial No. _____ filed _____.
- ☒ 11. Enclosed are formal drawings of FIG. 1 through FIG. 8C on a total of 8 sheets.
- ☒ 12. The present paper constitutes Applicants' compliance with their duty of disclosure under 37 C.F.R. § 1.56. Please make all prior art of record in parent application Serial No. 08/479,722 of record in this case. As a courtesy, the following is enclosed:
- ☒ (a) Copies of PTO-1449s from prior application.
- ☐ (b) Copies of IDS citations.
- ☒ 13. Transfer the sequence information, including the computer readable form submitted on August 24, 1999 in the parent application, Serial No. 08/479,722, for use in the application. 37 C.F.R. § 1.821(e). As a courtesy, a paper copy is enclosed.
- ☒ 14. Return Receipt Postcard.

Respectfully submitted,



Shelley P.M. Fussey
Reg. No. 39,458
Patent Agent

WILLIAMS, MORGAN & AMERSON
7676 Hillmont, Suite 250
Houston, Texas 77040
(713) 934-7000
Date: June 12, 2000

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Carolanne M. King
Carolanne M. King



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Jeffery Bonadio
and Wushan Yin

Serial No.: Unknown

Filed: June 12, 2000

For: METHODS OF USING LATENT TGF β
BINDING PROTEIN-3 (LTBP-3)

Group Art Unit: 1646

Examiner: Fitzgerald, D.

Atty. Dkt. No.: 4100.000582

SUBMISSION OF FORMAL DRAWINGS**ATTN OFFICIAL DRAFTSMAN**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby submit the formal drawings for the above-referenced application (FIGS. 1, 2A, 2B, 2C, 3A, 3B, 3C, 3D, 3E, 3F, 4, 5, 6, 7, 8A, 8B and 8C, making 8 different drawings on 8 sheets) and request that these drawings be accepted for filing.

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No fees are believed to be due in connection with the filing of these drawings, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Assistant Commissioner is hereby authorized to deduct said fees from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/4100.000582.

Respectfully submitted,



Shelley P.M. Fussey
Reg. No. 39,458
Agent for Applicants

WILLIAMS, MORGAN & AMERSON
7676 Hillmont, Suite 250
Houston, Texas 77040
(713) 934-7000

Date: June 12, 2000

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